

A G E N D A

BOARD OF SHELBY COUNTY COMMISSIONERS

CHARTER FORM OF GOVERNMENT

MARCH 24, 2003

1:30 P.M. COMMISSION CONVENES

CALL TO ORDER Deputy Sheriff John Kraemer

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL

Approval of Minutes of Previous Sessions

C O N S E N T A G E N D A

Resolutions of Memorial, Sympathy and Commendation

**MOSS
ADOPTED**

1. Resolution commending the Collierville High School Varsity Cheerleading Squad, Medium Varsity Division winners, 2003 National High School Cheerleading Championship.

Ordinances

Zoning and Subdivisions

**MOSS
ADOPTED
(A-F)**

2. Resolution approving various subdivision contracts, plats, extensions, bond releases, etc. as recommended by the County Engineer.

Reports and/or Resolutions of Standing Committees

**KIRK
ADOPTED**

3. Resolution amending the FY 2003 CIP Budget and approving contract with Austein Mechanical Contractors, Inc. for replacement of AHUS 10 & 11 at 140 Adams, appropriating funds in the amount of \$115,738.00 and appropriating extra work allowance in the amount of \$9,262.00 from the FY 2002/2003 Budget for CIP Project No. 101713, Courthouse Renovation.

**KIRK
ADOPTED**

4. Resolution approving expenditure of funds in the amount of \$350,000.00 to Corporate Express for the purchase of general office furniture for departments of Shelby County Government.

KIRK ADOPTED	5.	Resolution approving a contract with Randy L. Sanders, dba Situs Tax Consultants, for certain audits of the financial reports of other local governments.
KIRK ADOPTED	6.	Resolution appropriating \$125,000.00 from FY 2003 CIP Project No. 101927, the Memphis Child Advocacy Center.
KIRK ADOPTED	7.	Resolution appropriating \$250,000.00 from FY 2003 CIP Project No. 101930, National Civil Rights Museum.
KIRK ADOPTED	8.	Resolution appropriating \$900,000.00 from FY 2003 CIP Project No. 101932, Soulsville, for the development of the Stax Museum and Music Academy.
KIRK ADOPTED	9.	Resolution appropriating \$125,000.00 from FY 2003 CIP Project No. 101934, the Children’s Museum.
KIRK ADOPTED	10.	Resolution appropriating \$500,000.00 from FY 2003 CIP Project No. 101902, the Memphis Zoo, to assist in the funding of the zoo’s Phase II expansion.
LILLARD ADOPTED	11.	Resolution approving a permanent sanitary sewer easement containing 11,893 square feet and a temporary construction easement containing 44,046 square feet to the City of Memphis for the new Sardis M.B. Church sewer extension through a portion of Gerland Creek Greenbelt property located near Grand Pines Drive and Holmes Road.
LILLARD ADOPTED	12.	Resolution authorizing the mayor to enter into a contract with Buchart-Horn, Inc. for the design of Houston Levee Road from Winchester to Bailey Station Road and to appropriate funds in the amount of \$285,569.84 from the FY 2002/2003 CIP Budget for Project No. 100129, Houston Levee Road.
FORD ADOPTED	13.	Resolution authorizing the mayor to enter into a joint funding agreement with the Town of Collierville for the improvement of Houston Levee Road from Winchester Road to Bailey Station.
AVERY ADOPTED	14.	Resolution approving a contract to Nathan, Evans, Taylor, Coleman and Foster, Inc. for architectural services for a pre-design study of the Regional Forensic Center facility at 1060 Madison; to appropriate funds in the amount of \$32,435.00 from the FY 2003 Budget for CIP Project #101311, Regional Forensic Center renovation.
AVERY ADOPTED	15.	Resolution to approve a contract between the Memphis and Shelby County Health Department and the Tennessee Department of Health in the amount of \$736,100.00 for HIV/AIDS Prevention and Surveillance Services between January 1, 2003 and December 31, 2003 and amending the FY 2002/2003 Operating Budget.

**AVERY
ADOPTED**

16. Resolution to approve a grant from the Tennessee Health Care Campaign to the Memphis and Shelby County Health Department in the amount of \$57,900.00 for the purpose of coordinating efforts to reach and enroll uninsured eligible children in TennCare for the period April 1, 2002 – June 30, 2003 and amending the FY 2002/2003 Operating Budget and to approve the carry forward of unexpended funds in the amount of \$2,115.00 from prior years to FY 2002/2003.

**AVERY
ADOPTED**

17. Resolution to approve a contract between Shelby County Government and Memphis Pathology Laboratory for the provision of professional laboratory staff support to the Memphis and Shelby County Health Department Central Laboratory in the amount of \$85,200.00 for the period July 1, 2002 – June 30, 2003.

**AVERY
ADOPTED**

18. Resolution to approve a contract on a month-to-month basis with Nursefinder, Inc. in the amount of \$60,000.00 for the provision of professional nursing services at Oakville Health Care Center during FY 2002/2003.

**THOMPSON
ADOPTED**

19. Resolution approving contract with DeSoto County Electric, Inc. for electrical repairs for Jail East, appropriating funds in the amount of \$24,516.00 and appropriating extra work allowance in the amount of \$5,484.00 from the FY 2002/2003 Budget for CIP Project No. 101522, Justice System: Jail East.

**THOMPSON
(REMOVED
TO REGULAR
AGENDA)
ADOPTED**

20. Resolution approving a contract with Swanson Services Corporation in an annual amount of \$1,657,184.00 for fiduciary management services for Shelby County Jail.

**THOMPSON
ADOPTED**

21. Resolution authorizing the Shelby County General Sessions Criminal Court Judges to accept and expend \$75,000.00 in grant funds from the City of Memphis, Memphis Police Department for Substance Abuse Treatment for offenders in the Drug Court Program and amending the FY 2002/2003 Operating Budget.

**THOMPSON
ADOPTED**

22. Resolution approving amendment to contract with Fisher and Arnold, Inc. for programming, architectural, engineering and interior design services and appropriating funds in the amount of \$54,490.00 from the FY 2002/2003 Budget for CIP Project No. 101505, Justice System: Criminal Justice Center.

**RENDTORFF
ADOPTED**

23. Resolution to accept federal grant funds in the amount of \$400,000.00 for the Headstart Program and to amend the FY 2002/2003 Operating Budget.

RENDTORFF
ADOPTED

24. Resolution to authorize the Shelby County Community Services Agency through the Shelby County Mayor’s office to accept and expend \$25,000.00 in endowment grant funds from the State of Tennessee, Department of Finance and Administration to provide for emergency heating and cooling of county complex program and to amend the Shelby County Operating Budget for FY 2003.

RENDTORFF
ADOPTED

25. Resolution approving a contract with the Regional Medical Center to provide emergency mental health and detoxification resource program services to homeless persons and appropriating U.S. Department of Housing and Urban Development grant funds in the amount of \$299,862.00 from the FY 2002/2003 Operating Budget.

MOSS
ADOPTED

26. Resolution approving both right of entry and lease agreement between City of Memphis and County of Shelby, the Shelby County Conservation Board, as LESSORS, and Kevin Hyneman Companies, Inc. as LESSEE, to store excavated materials.

FORD
ADOPTED

CONSENT AGENDA

REGULAR AGENDA

Elections, Appointments and Confirmations

Ordinances

KIRK
DROPPED

27. ORDINANCE – FIRST READING – Ordinance fixing Property Tax Rate for Shelby County School District.

Zoning and Subdivisions

**MOSS
(DEFERRED
TO 04/07/03)**

28.

CASE NO. P.D. 02-357 CO

APPLICANT: Dr. James E. Gragg

LOCATION: East side of Austin Peay Highway;
+1,192.45 feet north of Gragg Road

REQUEST: To allow three (3) commercial lots
containing an office, restaurant and mini-
storage

**Memphis and Shelby County Office of Planning and
Development recommendation:**
REJECTION

**Memphis and Shelby County Land Use Control Board
recommendation:**
APPROVAL WITH CONDITIONS

(Notice of public hearing published in the Daily News on
Friday, March 14, 2003.)

**MOSS
(DEFERRED
TO 04/07/03)**

29.

CASE NO.P.D. 02-360 CC

APPLICANT: RUSCO

LOCATION: South side of Macon Road; +1,150 feet
east of Houston Levee Road

REQUEST: A maximum of 85 single family residential
lots (typical lot size 3,410 sq. ft.)

**Memphis and Shelby County Office of Planning and
Development recommendation:**
REJECTION

**Memphis and Shelby County Land Use Control Board
recommendation:**
REJECTION

(Notice of public hearing published in the Daily News on
Friday, March 14, 2003.)

Reports and/or Resolutions of Standing Committees

**KIRK
(DEFERRED
TO 04/07/03)**

30.

**Resolution establishing credit card policy for Shelby County
Government.**

**KIRK
(DEFERRED
TO 04/07/03)**

31.

**Resolution establishing travel policy for Shelby County
Government.**

KIRK ADOPTED	32.	Resolution authorizing the issuance of not exceeding One Hundred Thirty-Four Million Dollars (\$134,000,000.00) Shelby County, Tennessee Capital Outlay Extendible Municipal Commercial Paper (EMCP) Notes, 2003 Series A pursuant to Section 9-21-601, et seq., of the TCA; providing for the terms of the notes; authorizing the negotiated sale of the notes; appointing an issuing and paying agent; authorizing the execution and delivery of an issuing and paying agency agreement; appointing a dealer for the notes; authorizing the execution and delivery of a dealer agreement; authorizing the execution and delivery of the notes; authorizing the execution and delivery of an offering memorandum or official statement and the delivery of a preliminary offering memorandum or preliminary official statement in connection with the notes; authorizing the proper officials of the county to do all things deemed necessary or advisable in connection with the issuance and sale of the ntes; and providing an effective date.
KIRK (DEFERRED TO 04/07/03)	33.	An initial resolution authorizing the issuance of Special General Obligation School Bonds of Shelby County, Tennessee, in the aggregate maximum principal amount of not to exceed Forty-Nine Million Dollars (\$49,000,000.00) to be issued pursuant to Section 9-21-101, et seq., of the Tennessee Code Annotated and pursuant to Section 49-3-1001, et seq., of the Tennessee Code Annotated in one or more series to finance or refinance schools and transportation equipment for schools in Shelby County outside the boundaries of the Board of Education of the Memphis City Schools, for various school purposes; to pay the necessary expenses in connection with the issuance and sale of such bonds; authorizing the issuance of Bond Anticipation Notes in anticipation of the issuance of such Special General Obligation School Bonds pursuant to the requirements of Part 5 of Chapter 21 of Title 9 of the Tennessee Code Annotated or Capital Outlay Notes pursuant to Part 6 of Chapter 21 of Title 9 of Tennessee Code Annotated; and to pay the costs of issuance and sale of such bonds and providing an effective date.
WILLINGHAM FAILED	34.	Resolution approving the Memorandum of Understanding between the County of Shelby and Lakes Entertainment, Inc. for consulting services regarding the potential conversion of the Pyramid Arena to a Gaming Facility and financial interest in its development and operation.
FORD (DEFERRED TO 04/07/03)	35.	Resolution approving additional vacation and sick leave pay to Calvin Williams, former Administrator of the Office of the Board of County Commissioners.

Reports and/or Resolutions of Special Committees

Announcements and Statements

Adjournment

**THOMPSON
ADOPTED**

36. Resolution of Adjournment to April 7, 2003 at 1:30 p.m.

AGENDA #2
MARCH 24, 2003

2A

SUBDIVISION: ARLINGTON WAY SUBDIVISION (S 97-070 CO)

DEVELOPER: GREG BRANNICK

ACTION: RESOLUTION TO RELEASE THE BOND THAT SECURED THE IMPROVEMENTS TO ARLINGTON WAY SUBDIVISION (S 97-070 CO)

LOCATION: SOUTHWEST CORNER OF MILLINGTON-ARLINGTON ROAD AND OSBORNTOWN ROAD

2B

SUBDIVISION: COUNTRY PINES ESTATES SUBDIVISION, PHASE 1 (S 94-036 CO)

DEVELOPER: COUNTRY MEADOWS DEVELOPMENT CORPORATION

ACTION: RESOLUTION TO RELEASE THE BOND THAT SECURED THE IMPROVEMENTS TO COUNTRY PINES ESTATES SUBDIVISION, PHASE 1 (S 94-036 CO)

LOCATION: SOUTHEAST CORNER OF MILLINGTON-ARLINGTON ROAD AND DEADFALL ROAD

2C

SUBDIVISION: HUNTERS WALKER SUBDIVISION, FIRST ADDITION

DEVELOPER: HBT DEVELOPMENT

ACTION: RESOLUTION TO APPROVE THE AGREEMENT TO SECURE THE IMPROVEMENTS TO HUNTERS WALKER SUBDIVISION, FIRST ADDITION AND AUTHORIZE THE RECORDING OF THE PLAT WHEN BONDING PROCEDURES HAVE BEEN FULFILLED

LOCATION: SOUTHSIDE OF GERMANTOWN ROAD; +450 FEET SOUTH OF OLD BROWNSVILLE ROAD

2D

SUBDIVISION: RIVERWOOD FARMS P.D., PHASE 4, PART OF AREA B P.D. 91-313 CC)

DEVELOPER: CORDOVA ASSOCIATES

ACTION: RESOLUTION TO APPROVE THE AGREEMENT TO SECURE THE IMPROVEMENTS TO RIVERWOOD FARMS P.D., PHASE 4, PART OF AREA B (P.D. 91-313 CC) AND AUTHORIZE THE RECORDING OF THE PLAT WHEN BONDING PROCEDURES HAVE BEEN FULFILLED

LOCATION: EAST SIDE OF SANGA ROAD, SOUTH OF FUTURE CORDOVA ROAD AND NORTH OF MACON ROAD

AGENDA # 2
MARCH 24, 2003

2E

SUBDIVISION: WOLFCHASE FARMS OF BARTLETT SUBDIVISION, PHASE 4 (P.D. 91-053 CO)

DEVELOPER: WOLFCHASE L.P.

ACTION: RESOLUTION TO APPROVE THE AGREEMENT TO SECURE THE IMPROVEMENTS TO WOLFCHASE FARMS OF BARTLETT SUBDIVISION, PHASE 4 (P.D. 91-053 CO) AND AUTHORIZE THE RECORDING OF THE PLAT WHEN BONDING PROCEDURES HAVE BEEN FULFILLED

LOCATION: NORTH SIDE OF BROWNSVILLE ROAD, WEST OF NASHVILLE RAILROAD R.O.W.

2F

SUBDIVISION: WOODLAND HILLS P.D., THIRD AMENDMENT, PHASE 16, PART OF PARCEL 7 (P.D. 99-352 CC)

DEVELOPER: COASTAL FUELS, INC.

ACTION: RESOLUTION TO APPROVE THE AGREEMENT TO SECURE THE IMPROVEMENTS TO WOODLAND HILLS P.D., THIRD AMENDMENT, PHASE 16, PART OF PARCEL 7 (P.D. 99-352 CC) AND AUTHORIZE THE RECORDING OF THE PLAT WHEN BONDING PROCEDURES HAVE BEEN FULFILLED

LOCATION: SOUTH SIDE OF MACON ROAD; +3322 FEET WEST OF HOUSTON LEVEE ROAD

[For questions regarding this Agenda, please call
Grace Hutchinson at 545-4301.]